PREDICT MINERS WILL DEFY COURT

TORN CLOTHES TO BE BROUGHT INTO JACK FREY TRIAL

Ralph Davis Gets Order To Have Them Produced--Procedure Fellows Lines Pursued in M'Namara Case.

BY BOB HILDEBRAND.

The trial and conviction of Alian McNamara seems to have taken a great deal of the interest out of the criminal sasult cases in which McNamara, John Frey and Fuller Longley are alleged to have participated on Aug. 29 when they are alleged to have assaulted three young girls. At any rate, only a small crowd of spectators was on hand Monday morning, when Frey's case was called for trial.

The Frey trial promises to be a repetition of the McNamara case, insofar as pre-liminaries go. The first order as pre-liminaries go. The first order the case was the qualifying examination of veniremen, who had been winnoned by the sheriff of special venice for the Frey case. The were 30s names in the venire. After 23 men had been weeded out for varie 5 causes, there remained 124 to be examined. This number should run the court well into Tuesday, and possibly to Wednesday marning.

Tuesday, and possibly to Wednesday morning.

The second special venire in the trial was called for Monday at noon, when Judge J. Ed Richards, of First division of criminal court, sent for the jury commission, and gave orders to draw 250 names out of the jury wheel. The veniremen on this call will report either Wednesday morning, or Thursday, the judge had not decided which at noon.

Before the first venireman was called to the stand, Ralph Davis, attorney for Frey, requested that an order duces tecum be served on Mrs. Matilda Wallace, the police matron, to bring into the court the clothing, worn on the night of Aug. 29 by the 15-year-old girl Frey is said to have assaulted. The order was issued.

Then Mr. Davis objected to the special venire on the ground that the entire 306 had not been served, and that the venire was not from the body of the court.

Frey's mother, father and oldest sis-

order his exception to the ruling of he court. Frey's mother, father and oldest sister were in court, seated alongside the ser were in court, seated alongside the lefendant, when the case opened. Alhough Frey's complexion naturally is fort florid, his confinement in the jail, there he has been held since Aug. 30, as marking him with what has been armed the "prison pallor." He is no-leashly paler than he was in October, then his case was started, and then alted suddenly, and the five jurymen alter day elected were dismissed by out price.

the Research of the same questions were asked of him as were asked of him as were asked or him of him and him of h

TESTIMONY BEGINS IN SCHULTZ TRIAL

Charged With the Murder of Maihue Jones-Does Not

at the meeting of committee-to be held Tuesday.

J. B. McGinnis, commissioner for the Memphis Merchants' exchange, is a member of the league's committees on bills of lading and membership. He will go to Chicago from Louisville, after attending the meeting of the Louisville freight traffic committee.

Pending railroad legislation is one of the important subjects that will be disquissed at the meeting of the traffic league; also the contemplated advance in freight rates, complaints in regard to the increased charges for long distance telephone calls to individual parties, complaints regarding the policy of the postoffice department in adjusting less and damage claims, the simplification of standard forms for publishing railroad tariffs, and many other matters of unusual importance at this time in view of the contemplated early return of the railroads to private operation. turn of the railroads to private opera-

SMALL TORNADO HITS TEXARKANA SUNDAY

TEXARKANA, Ark., Nov. 10.—Between \$25,000 and \$25,000 damage was done this city late Sunday afternoon by a miniature tornado which struck one business block in the center of the business district, then skipped over a dozen blocks to the residential portion. The heaviest damage was done in the hudiness block from rain pouring into the stores which were unroofed.

Reports have been received of intries to several persons in the outlying districts, but none of these have been verified.

FLYING TO THEATER BECOMES FAD FOR THEATRICAL FOLK



MRS. STELLA JELICA READY FOR FLIGHT.

It's getting to be quite the thing for famous theater folk to fly to and from the theater, judging by recent reports. The photo shows Mrs. Stella Jelica, noted Californian singer, ready to start from Alameda for Eureka, Cal. by alr-plane to fill a concert engagement at the Northern Californian musical festival. The distance is 200 miles. Her press agent proudly announces that she is the

Supply, However, Will Increase And Some Dealers

Predict Drop in Price. Twenty-five-cent sugar and a rather eager supply at that seems inevitable

in Memphis,

The government is taking a rather decided stand in the sugar situation, but despite its efforts Louisiana refiners and dealers are placing contracts for new crop sugar at 21 cents, 22 and as high as 22% cents per pound. On this basis a retail price of 25 cents per pound will not be regarded by governmental agencies as excessive or in violation of the amended profitering act. Local dealers generally predict an early relief of the present situation by reason of the arrival of new crop sugar, but very few if any of them can dispose of it for much legs than 25 cents per pound.

Telegraphic reports recently received.

Maihue Jones — Does Not Deny Shooting.

The jury box was filled at noon Monday in the case of William B. Schultz charged with the murder of Malhue B. Jones in the street near Union avenue and South Third street. The taking of proof will begin early Monday afternoon.

Schultz will plead self-defense. It is alleged that he shot Jones to death with an army rifle in a row. The defendant does not deny that he shot Jones, but declares he did so n work defense, as Jones was advancing on him with a razor.

The trial probably will be completed Tuesday as there are not many witnesses on either side to testif.

Harry T. Holman is counsel for Schultz, and John Exby, assistant state's attorney, is prosecuting the case.

MANY WILL GO TO TRAFFIC LEAGUE MEET

Several Memphians will attend the meeting of the National Industrial Traffic league in Chleago on Wednesday, Thursday and Friday of this week when a number of transportation matters of great importance will be brought up for consideration.

James S. Davant, commissioner for the Memphis freight bureau, is a member of the exsecutive committee, and will leave Monday night to be present at the meeting of committee, and member of the league's committee, and so the street of the league's committee, and simply many the meeting of the Louisville gold of the meeting of the Louisville gold of the league's committee, and seember of the league's committee on bills of chicago from Louisville, after attending the meeting of the Louisville cents.

CHAMBER DELEGATES **GOING TO JACKSON**

Memphis will be represented at the meeting of the Law and Order league of Tennessee, western division, which meets on call of Gov. Roberts in Jackson, Tenn., on Wednesday, by W. H. Hayley, secretary; Roane Waring, chairman of the law committee, and other members of the Chamber of Commerce. The delegates will leave here for Jackson early Wednesday morning.

ENVOY'S BODY LEAVES.

but never paid the court costs. The case was retired.

When J. J. Williams became criminal court clerk, he revived all such cases and they were set for trial. Mr. Durham's case was set to be heard Friday, but he failed to appear.

Mr. Durham recently was indicted on a charge of fraudulent appropriation of jeweiry from a woman client. This case has never been heard.

E. O. CUBBINS, BRICK

E. O. Cubbins, 52, member of the firm of Thomas Cubbina' Sons, brick contractors, succumbed to an acute attack of cardiac asthma 'early Monday norning at his home, 429 Vance avemorning at his home, 429 Vance avenue: He had been subject to mild attacks of heart trouble of late but had not been incapacitated for business thereby. His death came as a polgnant shocks to his family and wide circle of business friends and acquaintances.

With his brother, Claude B. Cubbins, the dead man has been prominent in building circles for a number of years and was at one time a member of the old Cubbins brick manufacturing concern in North Memphils.

Mr. Cubbins was a widower. He is survived by his hrother, Claude B. Cub-

Mr. Cuboins was a widower. He is urvived by his brother, Claude B. Cub-ins, and one son, Thomas Edgar Cub-ins. Funeral services will be conducted from the late residence, 429 Vanc-nue, Tuesday afternoon at 3 o Interment will be in Elmwood tery, Friends are invited.

MEMPHIS DELEGATES GOING TO NASHVILLE

The Memphis Chamber of Commerce will be well represented at a convention of representatives of all chambers of commerce of Tennessee, which will be held in Nashville on Nov. 18 to discuss the formation of a state chamber of commerce and other matters of vital importance to the welfare of the state. W. H. Fightush, president; W. H. Hayley, secretary, Rome Waring, of the law enforcement committee, and W. A. sigier, of the good roads committee, are among those who thus far have decided to attend the meeting.

STATE GUARDSMEN

SLATED FOR PROMOTION

Inhouncement has been made by ite Adjt.-Gen. E. B. Sweeney, in oxyllie, of the recommendation that it. Robert J. Moss, of Memphis, be moted to the rank of Mettenart.

The wards of the S. Contracts Nickey and received about 100 and ENVOY'S BODY LEAVES.

WASHINGTON, Nov. 10.—The body of Count Macchi di Cellere, Italian ambas sador to the United States, who died suddenly several weeks ago, was taken to Hampton Roads today on the presidential yaoht Mayflower, for transfer to the bank Mayflower, for transfer to the approval of the war department.

FAHEY TO CHICAGO

J. J. Fahey, formerly commercials subject to the approval of the war department. The proposal of the war department with headquarters at Memphis, and later communicial agent at St. Louis, has been made by State Adjt. Gon. E. B. Sweeney, in May Robert J. Moss, of Memphis, be promoted to the rank of leutemant. The promoted to the rank of leutemant of the promoted to the capturers, and the promoted to the promoted to the approval of the war department. The promoted to the approval of the war department. The promoted to the approval of the war department. The promoted to the approval of the war department. The promoted to the approval of the war department. The promoted to the approval of the war department. The promoted to the approval of the war department. The promoted to the approval of the war department. The promoted to the promoted to the promoted to the rank of leutemant. The promoted to the rank of leutemant to the promoted to the rank of leutemant. The promoted to the rank of leutemant to the promoted to the rank of leutemant. The promoted to the rank of leutemant to the promoted to the rank of the war department. The promoted to the rank of leutemant to the promoted to the rank of leutemant to the pro

reconstruction

EXPECT ORDER TO CALL OFF STRIKE WILL BE IGNORED

INDIANAPOLIS, Ind., Nov. 10 .- The general committee of the United Mine Workers of America, which met here today to take action on the mandatory injunction of Federal Judge Anderson, demanding that the strike order be rescinded before p.m. tomorrow, was still in session at 1 o'clock this afternoon and no intimation of what the action of the committee would be was

WASHINGTON, Nov. 10.—Labor leaders predicted today that international officers of the United Mine Workers of America, meeting at Indianapolis, would not call off the coal strike as directed by Federal Judge Anderson, whatever the legal consequences might be. One of the spokesmen for the miners' organization said he doubted if acting President Lewis and his associates had the power, even if they had the inclination, to comply with the mandate.

The strike was ordered by a delegate convention in the event the operators refused to grant our demands," the spokesman said, "and Lewis merely carried out instructions in ordering the strike. The convention must call it off."

Frank Morrison, secretary of the American Federation of Labor, declined to add anything to the statement is sued last night by the executive council supporting the striking miners and demanding that the government withdraw the injunction proceedings.

"That was the statement of the executive council and it apeaks for itself," he said. "I am not here to interpret it."

The federation secretary had been asked for a statement in view of the asked for a statement in view of the opinion in some quarters that the pronouncement of organized labor was a notice to the striking miners to stand pat.

"There is nothing to add," Morrison replied. "That question has already ceased.

NO HINT GIVEN OF PROBABLE DECISION

indianapolis, Ind., Nov. 10.—No bint as to the action of the international officials of the United Mine Workers of America at their conferences today could be obtained decreased to the conferences today could be executive council to the conference of the the confer

Durham Jailed For Failure To Appear On Fraud Charge

J. W. Durham, attorney and former member of the state legislature was placed in fall and is now being held for bond in the sum of \$500 for failure to appear in court when his case was set for trial last Friday.

More than a year ago, it is said, Durhams was arrested on a charge of with his tribe for the money over to the firm. The run the money over to the firm the money

The majority of the miners' officials seemed to take their cue from the statement issued last night by John L. Lewis. acting president of the mine workers, in which he said "statements to the effect that I shall or shall not comply with the mandatory proceedings"

CONTRACTOR, EXPIRES Labor Federation Favors Fighting Federal Action

WASHINGTON, Nov. 19.—The American Federation of Labor stood today before the country as an unqualified indorser of the strike of soft coal miners and as bitterly opposed to the action of the government in attempting to end the strike through injunction proceedings which action it characterized as "so autocratic as to stagge; the human mind."

Indorsement of the strike was announced last night in a statement is-

nan mind."
Indorsement of the strike was ansounced last night in a statement isued by the executive council of the
ederation, which piedged to the strikers
he full support of organized labor and
appealed to the citizenship of the country to give like "indorsement and aid
to the men engaged in this momentbus struggle."

After going into the history of events

stituted was severely condemned as "an
injustice to all liberty-loving Americans."

After declaring that by all "the facts
in the case the miners' strike is justic
in the case the miners' strike is justic
in the case the miners' cause."
the statement concluded with the acthe strikers and promised support of organized labor.

Several Hundred

oal was expected to at a during the

"PADDY MACK" WILL Cars of Coal Here; MAKE BOND, IS CLAIM Relieve Situation

Bond in the suns of \$6,000 was to be The coal situation at Memphis was nade for Walter Patton, alias "Paddy much improved Monday, according to George Roach, vice-chairman of the Memphis district operating committee, in charge of the local distribution of charge of the local distribution of Atlanta, Several hundred cars of coal have been delivered during the past few days to local commanies most in need of Mack," late Monday, according to Hugh Magevney, his attorney. Patton and "Sleepy" John Regers re cently were convicted of attempting to assault 14-year-old Hazel Bray and

assault 14-year-old Hazel Bray and were sentenced to serve 19 to 21 years in the state penitentiary. Patton also was charged with assaulting Marion Cooper in Riverside park and for this alleged crime was held without hond. The Cooper woman refuses to appear to prosecute the case, writing from St. Louis to the state's attorney that she was on her way to New York to try to enter the movies and would not return to prosecute the case against Patton. The case will be called for trial on Now. 21 and if the Cooper woman is not present it will be dismissed.

Patton's appeal bond in the Bray days to local companies most in need of fuel, he said. There were 241 cars of coal in the Memphis yards Monday not yet awarded for delivery, and additional coal was expected to end the day.

Orders had been ved resaing the coal held along to the cifoving to its destination and in the cifoving to awards of the Contractstice.

Nickey to awards of the casy.

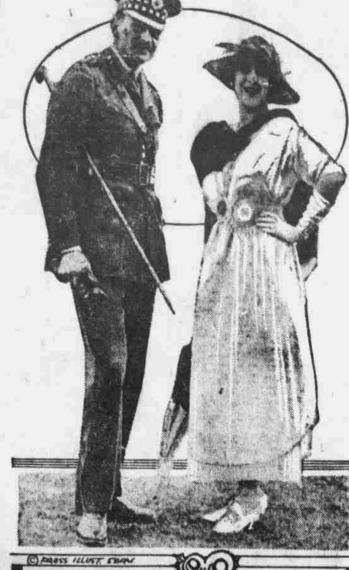
Nickey to awards of the contractstice.

Nickey to awards of the casy. Patton's appeal bond in the Bray case is for \$4,000 and the Cooper case \$2,000.

JOSEPH PENNELL TO ADDRESS WEEKLY FORUM

IS POPULAR IN BRITISH SOCIETY

AMERICAN WIFE OF ENGLISH LORD



LADY DECIES, FORMERLY MISS VIVIAN GOULD, CHATTING WITH

NET STILL SPREAD

ALLEGED RADICALS

Albert Whitley vs. State, from White Wood, J.:

Wood, J.:

Cotton Bros. vs. Kemper Fair Milling Co., from Searcy circuit; affirmed.
W. C. Wallace vs. J. B. Watson, from Saline chancery; reversed in part and affirmed.
Bart, J.:
John Williams vs. C. N. Alexander, from Lonoke chancery; affirmed.
R. S. Treadwell vs. W. J. Key, from Saline chancery; affirmed.
R. S. Treadwell vs. W. J. Key, from Saline chancery; affirmed.
R. S. Treadwell vs. W. J. Key, from Saline chancery; affirmed.
R. S. Treadwell vs. W. J. Key, from Saline chancery; affirmed.
R. S. Treadwell vs. W. J. Key, from Saline chancery; affirmed.
R. S. Treadwell vs. W. J. Key, from Saline chancery; reversed and remanded.
Smith, J.:

Smith, J.: Total of 7,500 Communists

NEW YORK, Nov. 10.—Government agents, assisted by state and city authorities today continued to spread nets about all corners of the greater city in the hope of trapping 7,500 members of the communist party, who face charges of criminal anarchy and sedition. Arrests are expected to continue for weeks and many who have been released after being questioned may be rearrested.

State and police officials began a systematic reading of the 25 tons of

State and police officials began a systematic reading of the 25 tons of "red" literature seized in raids on 71 branch headquarters of the communist organization. Thirty-seven of the 1,000 persons arrested Saturday night and early Sunday had membership cards of the communist party in their possession, the police said. Search is being made for the complete membership rolls.

35 HELD AT AKRON.

AKRON. O., Nov. 16.—Thirty-five alleged Russian reds are being held in county iail here teday awaiting deportation proceedings following a raid yesterday on a meeting in a labor halt. Two hundred men attending the meeting were questioned, but only 35 were held. TWO MORE ARRESTED.

YOUNGSTOWN, O., Nov. 16.—Fed-eral officers took two more Russians, alleged radicals, into custody in East Youngstown today. Of the 31 arrested previously, only three have been re-leased. DETROIT JAILS FILLED.

DETROIT Nov. 10.—Virtually every Detroit police station, fall and other place of confinement today held at least a few federal prisoners, alleged radical agitators rounded up in raids begun last week. Approximately 300 persons have been arrested here, smaller groups were taken at Jackson and Albion, and further arrests are expected, the authorities intimated. Of the 250 rounded up late Saturday night and Sunday morning, several held Canadam passports, the police declare, and they probably will be summarily deported.

WOMAN ARRESTED AT JACKSON: CHARGE THEFT

JACKSON, Miss., Nov. 10. (Spl.)—
Mrs. Margaret Lawrence, alias Mrs.
M. A. Comer, an slegged shoplifter who
is charged with having operated recently in Memphis, New Orleans and
Little Rock, in in custody of the local
police on the charge of stealing goods
from the Kennington and Johnson department storm, valued at fully \$300.

The woman was arrested by Officera
Armstrong and Simmons as size was
arepairing to depart for Memphis, and
gave the police a cery lively chase.

When arraigned before Justice
Thompson this morning the woman declined to make a statement, and was
remanded to july a default of ball in
the sum of \$750 to await action of
the grand jury. Later in the day she
was in communication with Memphis
friends endeavoring to arrange ball.

JURY DISAGREES

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JURY DISAGREES.

TULSA. Ohla. Nov. 10.—District displayed by the Chamber of Commerce Wednesday at 12:20 p.m. A record attendance is expected at the forum to attend the lecture because of Mr. Pennell's great fame as an artist and thinker on Pew home here Oct. 21 1917, when they artistic subjects.

M. H. Fitzflugh, president, will preside over the forum and introduce the speaker.

JURY DISAGREES.

TULSA. Ohla. Nov. 10.—District displayed by the case against Charles Kreiger, of the United States Steel corporation of the United States Steel Corp

ARKANSAS HIGH COURT HANDS DOWN OPINIONS

LITTLE ROCK, ark., Nov. 10. (Spi.) The following opinions were delivered

Smith, J.:
American Free Hold Land Mtg. Co.
vs. Fred A Wood, from Lincoln chancery: affirmed.
Will Calloway vs. H. C. Sanders, from
Jackson circuit; affirmed. Jackson circuit; affirmed.

M. Wing vs. John T. Davis, from Monroe circuit; reversed and dismissed. Humphreys, J.:

J. R. Boon vs. A. F. Mabery, from Woodruff chancery affirmed.

T. W. Greenhaw vs. Emanuel Williams, from Howard chancery; af-

UNPRECEDENTED RAIN

A total of 3.05 inches of rain fell in Memphis during the 14 hours ended at 7 o'clock Monday morning.

The above figure brings the total rainfall for the month of November to 3.23 inches while the normal for this entire month is 4.59 inches.

Despite a threatened downpour throughout Monday the local office of the weather bureau predicted fair weather for Monday night with a drop in temperature and fair and much colder Tuesday.

The predicted drop in temperature is not expected to be severe, focal officials say, and probably will not go below the normal for this season of the year. Freezing temperature is not looked for.

The river gauge Monday morning

looked for.

The rawer gauge Monday morning registered 29.3 feet, a rise of 8 feet in 48 hours. S. C. Emery, local forecaster, has predicted a maximum of between 30 and 31 feet on the present rise in the river, the creat to reach Memphis within the next few days, Cairo, III., reported a rise of 1.

\$8,000 WORTH OF WHISKY IS SEIZED

Whisky valued at more than \$5,000 under present retail prices, was seized Sunday night at Lake Cormorant, Miss. by H. D. Tortan, deputy sheriff, acting on information furnished by the United States marshal's office at Memphis. Arrival of the whisky, believed by officers to be intended for Memphis consumption, was tipped off to the Mississippi officer who made the seizure. Thirty-eight cases of whisky that would easily retail for \$2 per pint constituted the capture.

CHARGE CLERK TOOK CANDY FROM MAILS

Arthur E. Whitten, substitute clerk in the DeSoto subpostoffice at Mem-phis, was held under \$500 bond to await the action of the federal grand jury Monday morning on a charge of open-ing mail in transit. ing mail in transit.

Several packages of candy sent by usall from Memphis to points in Mississippi were opened by Whitten, according to charges fied against him by postoffice inspectors, and the candy eaten. Whitten was formerly a resident of Mississippi and has been employed by the local postal department only a short while.

UNFILLED STEEL ORDERS. NEW YORK, Nov. 10.—Unfilled or-ders of the United States Steel corpora-

BIG COAL STRIKE

Actual Cause of Walkout and Steps Leading Up to It Verified by Government to Show Unfairness of Action.

BY DAVID LAWRENCE.

WASHINGTON, Nov. 18—Government agents have verified the theory so offer hinted at since the coal strike began that apart from the just grievances aux in the industry pro-

(Continued on Page 3, Column 3.)

Farmers' Educational and Cooperative Union Meets Here Nov. 18 to 20.

at a meeting of representatives of the convention section and entertainment committee of the chamber at 10 o'clock Monday morning. The delegates to the convention will number about 500, coming from 27 states of the union, and will largely concern themselves while here with a serious discussion of such national problems as the radical labor movement. The Chamber of Commerce committee will only secure reservations for them at the hotels or other places and take them on a tour of the industrial sections of the city.

The delegates will be headed by their president, C. S. Barrett, of Union City, Ga., a man who attracted continent-wide attention at the recent steel strike conference fn Washington when he told both the labor and capital representa-

both the labor and capital representa-tives that they owed it as a duty to the public to settle their difference amicably and declared that no com-paratively small group of men has the right to do what is contrary to the public welfare.

public welfare

Those meeting to arrange for the convention were H. R. Chears, chairman of the convention section; G. F. Schlecht, chairman of the entering ment committee; Homer L. Higgs, J. A. Osoinach, assistant secretary, and A. E. Pukin.

FOR NOVEMBER LIQUOR ARREST MADE "OVER THE RHINE"

Violation of the war-time prohibition law is charged to C. B. Renegar, who formerly conducted the bar known as "Over the Rhine." Adams avenue, by B. M. Bates, deputy United States marshal. Late Sunday night Bates witnessed the sale of one plut of liquor by Renegar for 19, according to his repert submitted to S. H. Trezevant, United States marshal.

Renegar was taken to the county jail. States marshal.

Renegar was taken to the county jalt
and later released on bond pending a
preliminary hearing on Wednesday. The
liquor was confiscated and is held as
evidence.

CAMP PROBE BEGINS.

ROCKFORD, Ill., Nov. 10.—Before a subcommittee headed by Representative McKenzie, of Illinois, the congressional investigation of methods employed in building Camp Grant, began here this morning. Subpoens had been issued for contractors and for army officers who supervised construction of the cantonment.

THE WEATHER Memphis, Nov. 10, 1919.

Dry Bulb. Wet Bulb. Humid'y Four Dry Suib. Wet Bulb. Humid'y
7 p.m. yea'day 54
7 a.m. today... 62
81
82
Noon today... 85
63
Maximum temperature. 64: minimum.
61. Sun sets today 4:58: rises tomorrow, 6:21. Moon rises, 7:48 p.m. tonight.
Precipitation, 2:76 Inches.

Tennessee-Rain, except fair in ex-Mississippi Generally fair, much colder, froat in north and central per-tions if weather clears. Arkansas-Generally fair, cooler in

Alabama-Rain and colder; much colder Tuesday with clearing weather. Kentucky-Rain, colder in west; generally fair and much colder Tuesday. Louisiana-Generally fair, cooler in

Oklahoma-Fair, probable frost. East Texas-Fair, colder on extreme west coast, probable frost in north. West Texas-Fair. North Carolina-Cloudy, probable rain except fair near coast, warmer. South Carolina-Cloudy, probable

Georgia-Probable rain, colder in

Florida-Probable local rains except fair in extreme south. Kansas-Generally fair.